



Practitioner's Docket No.: 647-015.01

ES  
MP  
PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert A. Southworth, Kenneth C. Volz, Robert C. Morris, Jr., and Dan S. Carroll

Serial No.: 10/037,389

Art Unit: 2161

Filed: January 4, 2002

Examiner: Not Assigned

For: PROGRAMMABLE TIMER MODULE

**Box Missing Parts**  
**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail addressed to **Box Missing Parts, Assistant Commissioner for Patents, Washington D.C. 20231** on March 28, 2002.

  
Tammy S. Senecal

### COMPLETION OF FILING REQUIREMENTS —NONPROVISIONAL APPLICATION

*(check and complete this item, if applicable)*

- I.  This replies to the Notice to File Missing Parts of Nonprovisional Application mailed January 31, 2002.
- A copy of the Notice to File Missing Parts of Nonprovisional Application—Filing Date Granted is enclosed.

### DECLARATION OR OATH

- II.  No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

### OTHER PAPERS ENCLOSED

- III.  Assignment with Assignment Transmittal  
 19 Sheets of Formal Drawings (Figs. 1a-5b)

### TRANSMITTAL OF ENGLISH TRANSLATION OF NON-ENGLISH LANGUAGE PAPERS

- IV. [ ] Submitted herewith is an English translation of the non-English language application papers as originally filed. Also submitted herewith is a statement by the translator of the accuracy of the translation. It is requested that this translation be used as the copy for examination purposes in the PTO.

## COMPLETION FEES

V. **WARNING:** *Failure to submit the surcharge fees where required will cause the application to become abandoned. 37 C.F.R. 1.53.*

**NOTE:** *For effect on fees of failure to establish status, or change status, as a small entity, see 37 C.F.R. 1.28(a).*

1.	Filing Fee	
	<input type="checkbox"/> Original Patent Application (37 C.F.R. 1.16(a) --\$740.00; Small Entity--\$370.00)	\$ _____.00
2.	Fees for Claims ( Claims; Indep.)	
	<input type="checkbox"/> each independent claim in excess of 3 (37 C.F.R. 1.16(b)--\$84.00; small entity--\$42.00)	\$ _____.00
	<input type="checkbox"/> each claim in excess of 20 (37 C.F.R. 1.16(c)--\$18.00; small entity--\$9.00)	\$ _____.00
	<input type="checkbox"/> multiple dependent claim(s) (37 C.F.R. 1.16(d)--\$260.00; small entity--\$130.00)	\$ _____.00
3.	Surcharge fees	
	<input type="checkbox"/> late payment of filing fee (37 C.F.R. 1.16(e)--\$130.00; small entity--\$65.00)	\$ _____.00
	and/or	
	<input checked="" type="checkbox"/> late filing of original declaration or oath (37 C.F.R. 1.16(e)--\$130.00; small entity--\$65.00)	\$ <u>130.00</u>
	<i>NOTE: If both the filing fee and declaration or oath were missing from the original papers, only one surcharge fee for both need be paid. 37 C.F.R. 1.16(e).</i>	
4.	<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor (37 C.F.R. 1.17(i) and 1.47--\$130.00)	\$ _____.00
5.	<input type="checkbox"/> Fee for processing an application filed with a specification in a non-English language (37 C.F.R. 1.17(k) and 1.52(d)--\$130.00)	\$ _____.00
6.	<input checked="" type="checkbox"/> Assignment Fee	\$ _____.00
	<b>Total Completion Fees</b>	<b>\$170.00</b>

## EXTENSION OF TIME

### VI.

*(complete (a) or (b), as applicable)*

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. 1.136(a) apply.

- (a) [ ] Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. 1.17(a)(1)-(4), for the total number of months checked below:

Extension (Months)	Fee for other than small entity	Fee for small entity
One Month	\$ 110.00	\$ 55.00
Two Months	\$ 400.00	\$ 200.00
Three Months	\$ 920.00	\$ 460.00

Extension Fee \$ 00.00

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

- [ ] An extension for \_\_\_\_\_ months has already been secured, and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 00.00

**OR**

- (b) [x] Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

## TOTAL FEE DUE

### VII.

The total fee due is:      Completion fee(s)      \$170.00  
                                    Extension fee (if any)      \$ \_\_\_\_\_.00  
                                    **Total Fee Due**      **\$170.00**

## PAYMENT OF FEES

### VIII.

- [x] Enclosed is a check in the amount of \$170.00.  
[ ] Charge Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_. A duplicate of this request is attached.

**AUTHORIZATION TO CHARGE ADDITIONAL FEES OR  
CREDIT OVERPAYMENT**

- IX.**  The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289. A duplicate copy of this sheet is enclosed.
- Any additional filing fees required under 37 CFR 1.16.
- Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

March 28, 2002

Date

*George S. Blasiak*

George S. Blasiak

Reg. No. 37,283

GSB/ts

WALL MARJAMA & BILINSKI LLP

Customer No.:



**20874**

PATENT TRADEMARK OFFICE

Telephone: (315) 425-9000

Faxsimile: (315) 425-9114



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/037,389	01/04/2002	Robert A. Southworth	647-015.01

20874  
 WALL MARJAMA & BILINSKI  
 101 SOUTH SALINA STREET  
 SUITE 400  
 SYRACUSE, NY 13202

CONFIRMATION NO. 7346  
 FORMALITIES LETTER



\*OC000000007395645\*

Date Mailed: 01/31/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

04/09/2002 MM/RS  
 0000007395645  
 130.00 IP  
 01 FC:105

Linh C

---

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE